



Express Mail No. EV475142670US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Friend et. al.

Confirmation No.: 1315

Serial No.: 09/975,843

Art Unit: 1631

Filed: October 12, 2001

Examiner: Skibinsky, Anna

For: COMPUTER SYSTEMS AND
COMPUTER PROGRAMS FOR
DETERMINING PROTEIN ACTIVITY
LEVELS USING GENE EXPRESSION
PROFILES

Attorney Docket No: 9301-161

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated January 19, 2006 of the Examiner finally rejecting claims 53-59, 67-68, 71-72 and 79-81 of the above-identified application.

The item(s) checked below are appropriate:

1. ☐ An extension of time for responding to the final rejection for _____ month(s):
☐ was filed on _____
☐ is submitted herewith.
2. ☒ A timely response to the final rejection has been filed.
3. ☒ A fee in the amount of \$500.00 is:
☒ Required.
☐ Not required (Fee paid in prior appeal).
4. ☐ Applicant has qualified for the 50% reduction in fee for an independent inventor, non-profit organization or small business concern and a fee in the amount of \$250.00 is:
☐ Required.
☐ Not required (Fee paid in prior appeal).
5. ☒ Please charge the required fee, if any, to Jones Day Deposit Account No. 50-3013. A copy of this sheet is enclosed.

Respectfully submitted,

Adriane M. Antler

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32,605

(Reg. No.)

JONES DAY

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Date: April 19, 2006

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